

JURY IN THAW CASE UNABLE TO AGREE, IS DISCHARGED; SECOND TRIAL NEXT FALL; DELMAS MAY NOT APPEAR

PHOTO BY MARCEAU

COPYRIGHT BY MARCEAU
1906



Stanford
White

JUDGE B. T. CRUMP SOON TO RETIRE

Writes Governor of His
Intention to Leave
Commission.

JUDGE WM. F. RHEA TO SUCCEED HIM

Richmond Lawyer Declares He
Will Return to the Prac-
tice of His Profession.
Will Not Affect
Pending De-
cisions.

Judge B. T. Crump, of this city,
chairman of the State Corporation
Commission, yesterday addressed to
Governor Swanson a letter indicating
his purpose to retire from the com-
mission at an early date.

In his communication to the Execu-
tive, Judge Crump did not fix the
date upon which he would leave his
post, but he gave His Excellency to
understand that he would desire to re-
linquish his duties in the near future.
Neither Judge Crump nor Governor
Swanson would give out the exact
verbiage of the letter, but it is known
that what is stated above is its sub-
stance.

Governor Swanson was seen during
the day and asked for a statement
concerning the matter of Judge
Crump's contemplated retirement, and
his probable successor, but he would
discuss neither proposition for publi-
cation.

"I leave for Jamestown this after-
noon," said His Excellency, "to look
after some important State matters,
and I may have to be away for several
days."

"It will therefore be impossible for
me to take up the question of Judge
Crump's contemplated resignation un-
til some time next week."

Judge Crump was seen in his office
in the department of the Corporation
Commission later on, and he declined
to be interviewed further than to say
that he would return to the practice
of his profession, and that he would
feel a great relief from the arduous
task the position has imposed upon him.

Decisions Come First.

It is not believed that Judge Crump
will retire until there is final action
by the commission on both the freight
and passenger rate matters that have
long been pending, and upon which
Judge Crump has heard all the evi-
dence. An early decision is expected
in both cases, and it is not unlikely
that the chairman and his colleagues
will be unanimous in their findings.

The question of Judge Crump's suc-
cessor is an interesting one, and
though the Governor will not discuss
it at this time, the general impression
prevails that Hon. William Francis
Rhea, of Bristol, will get the place.
It is well understood in political cir-
cles that Judge Rhea was looked upon
with favor as the man to succeed Com-
missioner Stuart, whose term expires
on February 1, 1908.

Now a vacancy comes nearly a year
ahead of that, and no one can figure
out a reason why Judge Rhea should
not land the plum. He is not only a
man of prominence in State politics,
but he served two terms in Congress
with Governor Swanson, and is His
Excellency's close personal and polit-
ical friend. He took care of Governor
Swanson's political fortunes in the ex-
treme Southwest in his last contest
for Chief Executive of the State, and
supported him loyally in his further
struggle for the honor, when former
Governor Montague was the victor.

Man of Prominence.
Judge Rhea is not without civic, judi-
cial or political honor. He served as
State Senator from his district, years ago.
Later he was judge of the County Court
of Washington and still later presided
over the Corporation Court of the city
of Bristol. He was twice elected to Con-
gress as a Democrat from the Ninth Dis-
trict, and each time retained his seat
after a contest with the late General



Mrs. Harry Kendall Thaw

PHOTO BY MARCEAU.

Harry K.
Thaw.

SEVEN JURORS FOR PENALTY OF DEATH

Majority of Those Who
Try Thaw Stand Out
for Conviction.

SINKS TO HIS CHAIR WHEN TOLD RESULT

Brave Wife Tries to Comfort and
Cheer Him, While Aged Mother
Sits Stolid and Motionless.
Second Trial Probably
Not Occur Before
Fall.

HOW JURY STOOD.

For Conviction—Daming B. Smith,
George Pfaff, Charles H. Facke, Harry
C. Brearley, Charles D. Newton, Jos-
eph B. Belton and Barnard Gerstman.
For Acquittal—Oscar A. Plink, Henry
C. Harney, Malcolm S. Fraser, Wilbur
F. Steele and John S. Dennee—5.

NEW YORK, April 12.—Hopelessly di-
vided, seven for a verdict of guilty of
murder in the first degree and five for
acquittal on the ground of insanity, the
jury, which, since the 23d of last January,
has been trying Harry K. Thaw, reported
after forty-seven hours and eight min-
utes' deliberation that it could not possi-
bly agree upon a verdict. The twelve
men were promptly discharged by Jus-
tice Fitzgerald, who declared that he,
too, believed their task was hopeless.
Thaw was remanded to the Tombs with-
out bail to await a second trial on the
charge of having murdered Stanford
White, the noted architect.

When this new trial would take place,
no one connected with the case could
to-night express an opinion. District
Attorney Jerome declared that there
were many other persons accused of
homicide awaiting trial, and Thaw would
have to take his turn with the rest. As
to a possible change of venue, both the
district attorney and counsel for Thaw
declared they would make no such move.
Thaw's attorneys will have a confer-
ence to-morrow with the prisoner to
decide upon their next step. They
may make an early application for
bail. Mr. Jerome said he would stren-
uously oppose it. He added the belief
that as seven of the jurors had voted
for "guilty" his opposition would prob-
ably be successful. In that event Thaw
has another long summer before him
in the city prison, for his case on
the already lengthy criminal calendar
cannot possibly be reached until some
time next fall.

Did Not Expect Verdict.

The scenes attending the announce-
ment by the jury of its inability to
agree upon any sort of verdict were
robbed of any theatricalism by the
general belief that after their long
deliberation and the reports of the
wide division of sentiment, the jurors
could make no other report than one
of disagreement.

Thaw surrounded by the members of
his family—the devoted, aged mother,
the pale young wife, the titled sister,
the Countess of Yarmouth; Mrs. George
Carnegie and Edward and Josiah Thaw,
the brothers—received the news in ab-
solute silence.

Wife Tried to Cheer Him.

"We have not."
The mother, her features hidden be-
hind a dense veil of black, sat stolid

HAVE NO MORE CHEAP SUNDAY EXCURSIONS

Railroad Presidents and Representatives of Various
Denominations Reach Agreement After Conference
Yesterday—To Decide on Sunday Trains.

[Special to The Times-Dispatch.]
LYNCHBURG, VA., April 12.—As the
result of a conference here to-day
between representatives of the railroads
of the State and the interdenominational
church committee it was agreed
that the railroads will discontinue the
sale of Sunday excursion tickets in
Virginia and that the State Corporation
Commission shall regulate the
operation of Sunday passenger and
freight trains, the commission decid-
ing what trains are necessary on Sun-
day. The matter of preparing a bill
to be referred to the next Legislature
was offered to a subcommittee com-
posed of Presidents Johnson, of the
Norfolk and Western; Finley, of the
Southern, and Stevens, of the Chesapeake
and Ohio, and Rev. Dr. John J.
Lloyd, Herbert H. Harris and Geo. L.
Caskie, of this city.

The bill will be prepared by Mr.
Caskie, and then referred to the rail-
way presidents before going back to
another conference to be held here in
the future. This agreement is the re-
sult of the efforts of Dr. W. W. Smith,
chancellor of the Randolph-Mason sys-

tem of colleges, who brought the ques-
tion of Sunday trains before the Vir-
ginia Conference of the Methodist
Church, the Virginia Synod of the
Presbyterian Church, and the Council
of the Episcopal Church. Dr. Smith
is president of the commission named
by these three religious bodies, and
the meeting to-day was the second
held with the railway representatives.

ROANOKE GIVES BRYAN OVATION

Lectures There to Packed
Theatre on "Old World and
Its Ways."

[Special to The Times-Dispatch.]
ROANOKE, VA., April 12.—Hon. Wil-
liam Jennings Bryan delivered his lec-
ture on "The Old World and Its Ways"
at the Academy of Music to-night, un-
der the auspices of the Daughters of
the Confederacy.

The house was packed. Mr. Bryan
was introduced by Hon. Henry S. Trout
as the greatest living American.
Mr. Bryan made few departures from
the lines of his lecture, and they were
bits of pleasantness in his political ex-
perience, which brought out laughter
and applause.

THROW MONEY ON STAGE FOR HAGUE PILGRIMAGE

Mr. Stead's Address Arouses Audience to High
Pitch of Enthusiasm and Immediate
Response is Made.

PITTSBURG, PA., April 12.—At the
close of the address by William Stead,
editor of "Review of Reviews," London,
England, at the rededication of the Car-
negie Institute of Pittsburgh, late to-day,
in which the speaker announced a plan
to raise \$100,000, necessary to conduct
the pilgrimage from all countries to the
Hague conference, advocated in a recent
New York address, unbounded enthusiasm
took possession of the large audience, and
money was thrown to the floor of the
stage.

Probably never has a public speaker
been given such an ovation in this city.
The lightning-like rapidity with which
Mr. Stead's plans to finance the pilgrimage
began almost took the breath of the
distinguished foreign and American
guests attending the meeting.

Plea of Mr. Stead.
Mr. Stead, after explaining the pur-
pose of the pilgrimage to the next
Hague conference, estimated that it
would take at least \$100,000 to finance
the proposition. To raise this sum he
proposed that every boy and girl in
the colleges and universities through-

out the United States donate 50 cents
toward the fund needed. He said the
lesson furnished to Europe by such
a movement would be an influential
factor in the quest of international
peace.

The suggestion came at the end of
his address, and he sat down amid loud
applause. For fully five minutes the
clapping and cheering was prolonged,
and finally the speaker again arose and
said that probably the audience would
like to contribute to the fund. Imme-
diately a shower of silver money
landed on the stage, coming from all
parts of the hall.

(Continued on Third Page.)

(Continued on Third Page.)

(Continued on Tenth Page.)